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**ATTORNEY FOR DEFENDANT**  
**United States of America**

**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE DISTRICT OF MONTANA**  
**BUTTE DIVISION**

**WILLIAM JAMES THOMAS, SR.,**  
**deceased, and ELAINE THOMAS,**  
**individually and as Personal**  
**Representative of the Estate of**  
**WILLIAM JAMES THOMAS, SR.,**

**Plaintiffs,**

**vs.**

**UNITED STATES OF AMERICA,**

**Defendant.**

**CV 08-17-BU-SEH**

**JOINT NOTICE OF SETTLEMENT**

The parties, by and through their respective counsel of record, advise the Court that they have compromised and settled the above-captioned case. It is anticipated that in approximately seven weeks, the settlement proceeds will be received and disbursed, and thereafter, the parties will file dismissal documents with the Court.

**DATED** this 4<sup>th</sup> day of October, 2010.

**SKAKLES & GALLAGHER**

/s/ Patrick T. Gallagher

**Attorneys for Plaintiffs**

**DATED** this 4<sup>th</sup> day of October, 2010.

**MICHAEL W. COTTER**  
**United States Attorney**

/s/ Timothy J. Cavan

**Assistant U.S. Attorney**  
**Attorney for Defendant, United States**